

JUL 08 2009

HAMILTON, BROOK, SMITH &amp; REYNOLDS, P.C.

2142

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**REVOCATION OF POWER OF  
ATTORNEY WITH  
NEW POWER OF ATTORNEY  
and  
CHANGE OF CORRESPONDENCE  
ADDRESS**

Application/Patent Number	09/821,820
Filing/Issue Date	March 29, 2001
First Named Inventor/Patentee	John Sabat, Jr.
Confirmation Number	6213
Group Art Unit	2142
Examiner Name	Beatriz Prieto
Attorney Docket Number	3176.1001-001

Title OPERATIONS AND MAINTENANCE ARCHITECTURE FOR MULTIPROTOCOL DISTRIBUTED SYSTEM

I hereby revoke all previous powers of attorney given in the above-identified application.

☐ I hereby appoint the following practitioner(s): [Not to exceed 10]

OR

☒ I hereby appoint the practitioners associated with the Customer Number: **34206**

Please change the correspondence address for the above-identified application to:

☒ **Customer Number 34206**

Fogg & Associates, LLC

P. O. Box 581339

Minneapolis, MN 55458-1339

☐ Other \_\_\_\_\_

Please direct all telephone calls and facsimiles to:

Name David Fogg, Esq. Tel. No. 612-455-1680 Fax No. 612-332-4731

I am the:

☐ Applicant/Inventor.

☒ Authorized representative of the Assignee, OpenCell Corp., of the entire interest. See 37 C.F.R. § 3.71. A Statement under 37 C.F.R. § 3.73(b) is enclosed.

☐ Authorized representative of the Assignee, [ ], together with [ ], of the entire interest. A Statement under 37 C.F.R. § 3.73(b) is enclosed.

**SIGNATURE of Applicant or Assignee of Record**

Signature

Name & Title Jeffrey D. Pflaum, Secretary

Date

6/29/05



Docket No. 3176.1001-001

STATEMENT UNDER 37 C.F.R. § 3.73(b)

Inventor(s): John Sabat, Jr. And Jeffrey R. Millar

Application No./Patent No.: 09/821,820 Filed/Issue Date: March 29, 2001

For: OPERATIONS AND MAINTENANCE ARCHITECTURE FOR MULTIPROTOCOL DISTRIBUTED SYSTEM

OpenCell, Corp.

(Name of Assignee)

a Corporation

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is

- A. ☒ the assignee of the entire right, title and interest in the patent application identified above; or
- B. ☐ an assignee together with [ ] of the entire right, title and interest in the patent application identified above.

The right, title and interest of the above-named assignee in the patent application identified above is established by virtue of:

- A. ☐ An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or a copy thereof is attached.

OR

- B. ☒ A chain of title from the inventor(s) of the patent application identified above, to the current assignee as shown below:

1. From: John Sabat, Jr. and Peter Yelle To: Transcept OpenCell, Inc.  
The document was recorded in the United States Patent and Trademark Office at Reel 011940, Frame 0653-0656, or a copy thereof is attached.
2. From: Jeffrey R. Millar To: Transcept OpenCell, Inc.  
The document was recorded in the United States Patent and Trademark Office at Reel 012217, Frame 0032-0034, or a copy thereof is attached.
3. From: Jeffrey R. Millar To: Transcept OpenCell, Inc.  
The document was recorded in the United States Patent and Trademark Office at Reel 012227, Frame 0734-0736, or a copy thereof is attached.

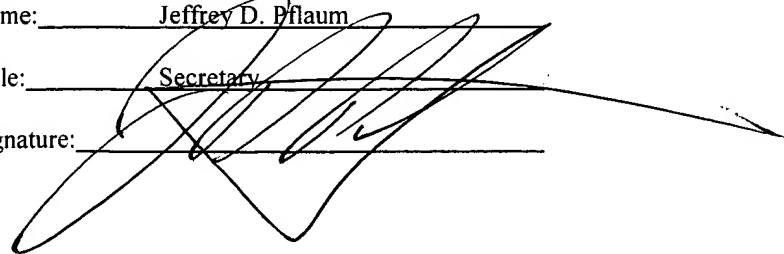
☒ Additional documents in the chain of title are listed on a supplemental sheet.

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Date: 6/29/05

Name: Jeffrey D. Pflaum

Title: Secretary

Signature: 

Application No./Patent No.: 09/821,820 Filed/Issue Date: March 29, 2001

Additional documents in the chain

4. From: Transcept OpenCell, Inc. To: OpenCell Corp.  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or **a copy thereof is attached.**
5. From: Crown Castle Trans OC Corp. To: OpenCell Corp.  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or **a copy thereof is attached.**

# Delaware

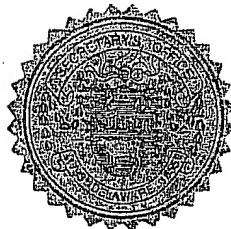
PAGE 1

COPY

*The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"TRANSCRYPT OPENCELL, INC.", A DELAWARE CORPORATION,  
WITH AND INTO "OPENCELL CORP." UNDER THE NAME OF "OPENCELL CORP.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE SEVENTEENTH DAY OF SEPTEMBER, A.D. 2002, AT 10:15 O'CLOCK A.M.



*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 2287539

3337677 8100M

030093080

DATE: 03-04-03

CERTIFICATE OF MERGER  
OF  
TRANSCEPT OPENCELL, INC.  
INTO  
OPENCELL CORP.

**COPY**

The undersigned corporation organized and existing under and by virtue of the General Corporation Law of Delaware,

DOES HEREBY CERTIFY:

FIRST: That the name and state of incorporation of each of the constituent corporations of the merger is as follows:

NAME	STATE OF INCORPORATION
Transcept OpenCell, Inc.	Delaware
OpenCell Corp.	Delaware

SECOND: That an agreement of merger between the parties to the merger has been approved, adopted, certified, executed and acknowledged by each of the constituent corporations in accordance with the requirements of section 251 of the General Corporation Law of Delaware.

THIRD: That the name of the surviving corporation of the merger is Open Cell Corp.


FOURTH: That the Certificate of Incorporation of OpenCell Corp., a Delaware corporation, which will survive the merger, shall be the Certificate of Incorporation of the surviving corporation.

FIFTH: That the executed Agreement of Merger is on file at an office of the surviving corporation, the address of which is 510 Bering Drive, Suite 500, Houston, Texas 77057

SIXTH: That a copy of the Agreement of Merger will be furnished by the surviving corporation, on request and without cost, to any stockholder of any constituent corporation.

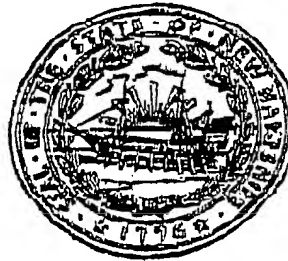
Dated: September 16, 2002.

OpenCell Corp., a Delaware corporation

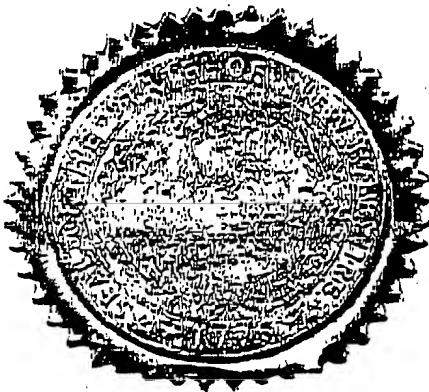
By:   
E. Blake Hawk, Executive Vice President

# State of New Hampshire

OFFICE OF SECRETARY OF STATE



I, ROBERT P. AMBROSE, Deputy Secretary of State of the State of New Hampshire, do hereby certify that the attached is a true copy of Application for Amended Certificate of Authority of CROWN CASTLE TRANS OC CORP. changing name to OPENCELL CORP., and Certificate of Merger of TRANSCPT OPENCELL, INC. with and into OPENCELL CORP. thereto, as filed in this office and held in the custody of the Secretary of State.



In Testimony Whereof, I herein set my hand and  
cause to be affixed the Seal of the State, at Concord,  
this 8<sup>th</sup> Day of November A.D. 2002

*Robert P. Ambrose*

Deputy Secretary of State

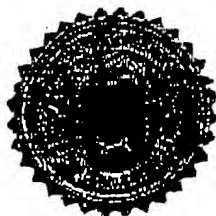
# Delaware

PAGE 1

*The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF AMENDMENT OF "CROWN CASTLE TRANS OC CORP.", CHANGING ITS NAME FROM "CROWN CASTLE TRANS OC CORP." TO "OPENCELL CORP.", FILED IN THIS OFFICE ON THE THIRTIETH DAY OF AUGUST, A.D. 2002, AT 5 O'CLOCK P.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



*Harriet Smith Windsor*  
Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 1962887

DATE: 09-03-02

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# Delaware

PAGE 1

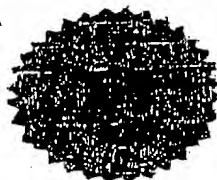
*The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF MERGER, WHICH MERGES:

"TRANSCRYPT OPENCELL, INC.", A DELAWARE CORPORATION,

WITH AND INTO "OPENCELL CORP." UNDER THE NAME OF "OPENCELL CORP.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE SEVENTEENTH DAY OF SEPTEMBER, A.D. 2002, AT 10:15 O'CLOCK A.M.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.



*Harriet Smith Windsor*  
Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 1985217

020577976

DATE: 09-17-02